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14 UNITED STATES DISTRICT COURT
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16 NORTHERN DISTRICT OF CALIFORNIA — OAKLAND DIVISION

17
18 MICHAEL RHODD

19 Case No.: 4:21-cv-01183-YGR

20 Plaintiff,

21 vs.

22 BANK OF AMERICA, N.A.

23 Defendant

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28 **PLAINTIFF'S NOTICE OF VOLUNTARY
DISMISSAL OF DEFENDANT BANK OF
AMERICA, N.A. PURSUANT TO
FEDERAL RULE OF CIVIL
PROCEDURE 41(A)(1)**

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PLEASE TAKE NOTICE that Plaintiff Michael Rhodd, pursuant to Federal Rule of Civil
33 Procedure 41(a)(1), hereby voluntarily dismisses Bank of America, N.A. as to all claims in this
34 action, with prejudice.

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36 Federal Rule of Civil Procedure 41(a)(1) provides, in relevant part:

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38 41(a) Voluntary Dismissal

39 (1) By the Plaintiff

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41 (a) Without a Court Order. Subject to Rules 23(3), 23.1(c), 23.2, and 66 and any
42 applicable federal statute, the plaintiff may dismiss an action without a court
43 order by filing:

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45 (1) a notice of dismissal before the opposing party serves either an answer
46 or a motion for summary judgment.

1 Defendant Bank of America, N.A. has neither answered Plaintiff's Complaint, nor filed a
2 motion for summary judgment. Accordingly, the matter may be dismissed against it for all
3 purposes and without an Order of the Court.

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5 Dated: April 30, 2021 Gale, Angelo, Johnson, & Pruett, P.C.

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7 By: */s/ Joe Angelo*
8 Joe Angelo
9 Attorneys for Plaintiff

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